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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|-----------------------------|------------------------|
| 10/735,439 | 12/11/2003 | Jacob Bar-Tana | 1567/70937-ZA //PW/AG | 2054 |
| John P. White Cooper & Dunham LLP 1185 Avenue of the Americas New York, NY 10036 | | | EXAMINER ROYDS, LESLIE A | |
| | | | ART UNIT 1614 | PAPER NUMBER |
| | | | MAIL DATE 11/28/2008 | DELIVERY MODE PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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|---------------------------------|-------------|---|-----------------------|
| 10/735,439 | 12/11/2003 | BAR-TANA, JACOB | 1567/70937-ZA /JPW/AG |

John P. White
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036

EXAMINER

Leslie A. Royds

| ART UNIT | PAPER |
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1614

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DATE MAILED:

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Commissioner for Patents

NOTICE OF NON-RESPONSIVE AMENDMENT

Applicant's amendment and remarks filed August 28, 2008 have each been received and entered into the present application.

Consideration of the remarks and documents contained therein has been performed herein by the Examiner. It is noted that Applicant discusses and relies upon the content designated as "Exhibit G" and "Exhibit I" to establish and support Applicant's position that the instant claims circumscribe patentable subject matter over the cited prior art. However, it is noted on the record that each of these publications upon which Applicant relies is sufficiently unclear to preclude a full and complete consideration of the information contained therein to support Applicant's position that the claimed subject matter distinguishes over the prior art cited under 35 USC 103(a).

Accordingly, by issuance of this notice, Applicant is requested (and afforded the opportunity) to provide a full, clear and legible copy of the publications contained within "Exhibit G" and "Exhibit I" as relied upon in the Remarks for consideration by the Examiner of record in order to fully and properly consider the persuasiveness of Applicant's remarks regarding the rejections of record.

Since the above-mentioned response appears to be a bona fide attempt to reply, Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction, in order to avoid abandonment. Extensions of this time period under 37 C.F.R. 1.136(a) are available.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Leslie A. Royds, whose telephone number is (571)-272-6096. The Examiner can normally be reached from Monday through Friday, 9:00 AM to 5:30 PM. If attempts to reach the Examiner are unsuccessful, the Examiner's supervisor, Ardin H. Marschel, can be reached on (571)-272-0718. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

/Ardin Marschel/
Supervisory Patent Examiner, Art Unit 1614

/Leslie A. Royds/
Patent Examiner, Art Unit 1614